

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

LIBERTY MUTUAL INSURANCE COMPANY,)	CIVIL ACTION
)	NO. 96-10804-DPW
)	NO:1:04-CV:10678-DPW
Plaintiff,)	(Shaffer Landfill)
)	
v.)	
)	
THE BLACK & DECKER CORPORATION,)	
BLACK & DECKER, INC., BLACK & DECKER)	
(U.S.) INC., EMHART CORPORATION, and)	
EMHART INDUSTRIES, INC.,)	
)	
Defendants.)	
)	

ASSENTED TO MOTION FOR LEAVE TO FILE
UNDER SEAL BLACK & DECKER'S SUPPLEMENTAL
MEMORANDUM IN SUPPORT OF ITS MOTION FOR PARTIAL
SUMMARY JUDGMENT REGARDING SHAFFER LANDFILL

Black & Decker, with the assent of Liberty Mutual, moves, pursuant to Local Rule 7.2, for leave to file under seal the Supplemental Memorandum in Support of Black & Decker's Motion for Partial Summary Judgment Regarding Shaffer Landfill, the appendix to said memorandum and the Statement of Material Facts Not in Dispute in support of the summary judgment motion. Said filings contain or refer to confidential documents produced by the parties pursuant to protective orders designed to ensure the confidentiality of said documents. Pursuant to Local Rule 7.2, Black & Decker requests that this Court enter an Order authorizing the sealing of the memorandum, appendix and statement of facts, filed in connection with its summary judgment motion.

Black & Decker also requests that the Court maintain said documents under seal

until this action is closed and, thereafter, that said documents be returned to counsel.

By their attorneys,

Dated: October 20, 2004

/s/Jack R. Pirozzolo

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